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Counsel for USACM Liquidating Trust

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

In re:  
USA COMMERCIAL MORTGAGE COMPANY,  
  
Debtor.

In re:  
USA CAPITAL REALTY ADVISORS, LLC,  
  
Debtor.

In re:  
USA CAPITAL DIVERSIFIED TRUST DEED FUND,  
LLC,  
  
Debtor.

In re:  
USA CAPITAL FIRST TRUST DEED FUND, LLC,  
  
Debtor.

In re:  
USA SECURITIES, LLC,  
  
Debtor.

Affects:  
☒ All Debtors  
☐ USA Commercial Mortgage Company  
☐ USA Capital Realty Advisors, LLC  
☐ USA Capital Diversified Trust Deed Fund, LLC  
☐ USA Capital First Trust Deed Fund, LLC  
☐ USA Securities, LLC

Case Nos.:  
BK-S-06-10725-LBR  
BK-S-06-10726-LBR  
BK-S-06-10727-LBR  
BK-S-06-10728-LBR  
BK-S-06-10729-LBR

JOINTLY ADMINISTERED  
Chapter 11 Cases

Judge Linda B. Riegle

**STIPULATION AND ORDER FOR  
EXTENSION OF TIME TO FILE  
SUPPLEMENTAL DOCUMENTS  
AND REQUEST FOR  
CONTINUANCE OF HEARING**

1 This Stipulation and Order for Extension of Time to File Supplemental Documents And Request  
2 for Continuance of Hearing is made upon the stipulation of counsel for USACM Liquidating Trust (the  
3 “USACM Trust”), as successor to USA Commercial Mortgage Company, USA Capital Diversified Trust  
4 Deed Fund, LLC (“DTDF”), and Piercy, Bowler, Taylor & Kern, PC (“PBTk”) (collectively, the  
5 “Parties”).

6 **WHEREAS** the USACM Trust and DTDF filed the Application to Compromise and Settle  
7 Controversies with Piercy, Bowler, Taylor & Kern, PC (the “Motion”) on October 20, 2008;

8 **WHEREAS** the Court held a hearing on the Motion on November 18, 2008;

9 **WHEREAS** the Court continued that hearing until December 16, 2008 (the “Hearing”);

10 **WHEREAS** the Court requested the Parties file supplemental documents and set a deadline for  
11 filing those supplemental documents for December 3, 2008;

12 **WHEREAS** counsel for the Parties have been diligently negotiating amendments to the Settlement  
13 Agreement and believe that additional time is necessary to reach a mutually acceptable agreement;

14 **NOW THEREFORE**, the Parties and their respective counsel agree as follows:

- 15 1. The Parties request a continuance of the Hearing to December 23, 2008 at 11:00  
16 a.m.
- 17 2. The Parties request that the deadline for filing supplemental documents be moved  
18 to December 10, 2008, so that the Parties have sufficient time to conclude  
19 negotiations.

20 STIPULATED and AGREED to this 3rd day of December, 2008.  
21  
22  
23

**DIAMOND MCCARTHY LLP**

By: /s/ Eric D. Madden  
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*Counsel for Piercy, Bowler, Taylor & Kern, PC*

**ORDER**

Based upon the foregoing stipulation of the parties, and good cause appearing therefore, IT IS SO ORDERED.

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